



General Assembly

February Session, 2018

Amendment

LCO No. 4827



Offered by:
REP. PERILLO, 113th Dist.

To: House Bill No. 5149

File No. 348

Cal. No. 222

"AN ACT CONCERNING SOBER LIVING HOMES."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2018*) (a) As used in this
4 section:

5 (1) "Sober living home" means an alcohol-free and drug-free
6 residence where (A) unrelated adults who are recovering from a
7 substance use disorder choose to live together in a supportive
8 environment during their recovery, and (B) no formal substance use
9 disorder treatment services are provided; and

10 (2) "Operator" means the lawful owner of a sober living home or a
11 person designated by such lawful owner to have primary
12 responsibility for the daily operation of such sober living home.

13 (b) An operator of a sober living home that is certified as a recovery
14 residence by an affiliate of the National Alliance for Recovery

15 Residences, or a successor organization, or another organization
16 recognized by the Department of Mental Health and Addiction
17 Services as an organization responsible for certifying sober living
18 homes in the state, may report the sober living home's certified status
19 to the Department of Mental Health and Addiction Services. An
20 operator of a sober living home that reports its certified status to the
21 department shall provide the department with the number of beds
22 available in the sober living home at the time of its report and weekly
23 thereafter. The department shall post on its Internet web site a list of
24 the sober living homes that have reported their certified status
25 pursuant to this section and the number of beds available at each such
26 sober living home. The department shall include on such list the
27 municipality in which each sober living home is located, but shall not
28 include on such list the street address of any sober living home. The
29 department shall update the list of sober living homes and the bed
30 availability at each sober living home on a weekly basis.

31 (c) No operator of a sober living home shall (1) advertise or
32 represent that a sober living home is a facility that is certified or
33 licensed to provide substance use disorder treatment services, or (2)
34 publish any claims of particular outcomes for individuals residing in
35 such homes. Any Internet web site or publication maintained by a
36 sober living home shall include a clear and conspicuous statement in
37 bold typeface that the sober living home (A) is not licensed or certified
38 to provide substance use disorder treatment services, and (B) is a type
39 of housing in which individuals recovering from a substance use
40 disorder voluntarily choose to live together in a supportive
41 environment during their recovery. Any violation of the provisions of
42 this subsection shall constitute an unfair trade practice pursuant to
43 section 42-110b of the general statutes.

44 (d) (1) On or before August 1, 2018, the commissioner shall create a
45 printable one-page disclosure form for distribution to prospective
46 sober living home residents. Such disclosure form shall (A) be written
47 in plain language and in an easily readable format, (B) state that sober
48 living homes are not licensed or certified to provide substance use

49 disorder treatment services, (C) provide information on sober living
50 homes and resources for individuals recovering from a substance use
51 disorder, and (D) contain a signature line on which a prospective
52 resident may sign the form. Such disclosure form shall be made
53 available to the public on the department's Internet web site. The
54 commissioner shall review and update such disclosure form as
55 necessary.

56 (2) On and after August 15, 2018, each operator of a sober living
57 home shall, prior to the execution of a rental agreement with a
58 prospective resident, (A) obtain a signature from such prospective
59 resident on the disclosure form distributed by the operator under
60 subdivision (1) of this subsection affirming that he or she has read,
61 understood and received such disclosure form, and (B) provide each
62 signed disclosure form to the department. The department shall
63 maintain each disclosure form received under this subdivision in
64 accordance with all applicable confidentiality laws and regulations,
65 including, but not limited to, 42 CFR Part 2, as amended from time to
66 time.

67 (e) The Department of Mental Health and Addiction Services may
68 adopt regulations, in accordance with the provisions of chapter 54 of
69 the general statutes, to implement the provisions of this section."

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2018	New section